

**CITY OF SALINA, KANSAS**  
**REGULAR MEETING OF THE BOARD OF COMMISSIONERS**  
**March 5, 2007**  
4:00 p.m.

The City Commission convened at 2:30 p.m. in a Study Session for a Year End Financial Update. The Regular Meeting of the Board of Commissioners was called to order at 4:00 p.m. in Room 107, City-County Building. A roll call was taken followed by the Pledge of Allegiance and a moment of silence.

There were present:

Mayor Donnie D. Marrs, Chairman presiding  
Commissioner Deborah P. Divine  
Commissioner Alan E. Jilka  
Commissioner R. Abner Perney  
Commissioner John K. Vanier II

comprising a quorum of the Board, also present:

Jason A. Gage, City Manager  
Greg Bengtson, City Attorney  
Lieu Ann Elsey, City Clerk

Absent: None

07-7479 Moved by Commissioner Jilka, seconded by Commissioner Perney, to add an executive session to the agenda. Aye: (5). Nay: (0). Motion carried.

**CITIZEN FORUM**

Don Timmel, 534 Upper Mill Heights, expressed his concerns that the citizens of Salina have the impression that no one is working on the water situation. Mr. Timmel continued by sharing his ideas on how water could be conserved.

Mayor Marrs thanked Mr. Timmel for his ideas. He continued to emphasize that staff was working on the issue, and that this was a delicate issue and a major component in everyone's life.

**AWARDS - PROCLAMATIONS**

(4.1) Resolution No. 07-6361 expressing gratitude and appreciation to Firefighter/Paramedic Jane F. Steen for her employment with the city of Salina from January 1, 1983 to March 17, 2007.

(4.2) Resolution No. 07-6362 expressing gratitude and appreciation to Training Division Chief Willis A. Sutton for his employment with the city of Salina from December 15, 1975 to March 15, 2007.

Mayor Marrs presented the plaques and thanked Ms. Steen and Mr. Sutton for their years of service.

Larry Mullikin, Fire Chief, thanked both employees for their service.

07-7480 Moved by Commissioner Divine, seconded by Commissioner Jilka, to adopt Resolution Nos. 07-6361 and 07-6362. Aye: (5). Nay: (0). Motion carried.

## **PUBLIC HEARINGS AND ITEMS SCHEDULED FOR A CERTAIN TIME**

(5.1) Public hearing to consider a petition, filed by LOJ Enterprises, Bohm Farm, and Ranch, Inc., requesting the vacation of an alley right-of-way located in Elm Grove Addition continued from February 26, 2007.

(5.1a) First reading Ordinance No. 07-10376.

Mayor Marrs opened the public hearing.

Dean Andrew, Director of Planning and Community Development, explained the request.

Mr. Andrew then responded to Commissioner Divine's questions regarding the license application, legal description, and the screen plan.

Bob Wasko, Attorney representing the applicant, was available for questions.

There being no further comments, the public hearing was closed.

07-7481 Moved by Commissioner Divine, seconded by Commissioner Perney, to pass Ordinance No. 07-10376 subject to the license application and the screening plan for the property. Aye: (5). Nay: (0). Motion carried.

## **CONSENT AGENDA**

(6.1) Approve the minutes of February 26, 2007.

(6.2) Authorize the purchase of a training simulator and accessories from IES Interactive Training.

(6.3) Resolution No. 07-6370 authorizing a concession agreement with DGT, Inc. for Dean Evans Stadium.

(6.4) Resolution No. 07-6374 establishing the Community Art and Design Advisory Committee.

Mayor Marrs requested that 6.4 be removed from the consent agenda.

07-7482 Moved by Commissioner Jilka, seconded by Commissioner Perney, to approve Items 6.1 – 6.3 of the consent agenda as presented. Aye: (5). Nay: (0). Motion carried.

Mayor Marrs emphasized the importance of the community being included in the public art project process.

John Highkin, Arts and Humanities Executive Director, commented on the public's involvement on future public art projects.

07-7483 Moved by Commissioner Jilka, seconded by Commissioner Divine, to approve Item 6.4 of the consent agenda. Aye: (5). Nay: (0). Motion carried.

## **DEVELOPMENT BUSINESS**

(7.1) Annexation of City owned property located north and west of the North Ohio Overpass.

(7.1a) First reading Ordinance No. 07-10377.

Dean Andrew, Director of Planning and Community Development, explained the request.

A discussion followed between Mayor Marrs and Mr. Andrew regarding the city limit boundaries. Additional discussions followed between Commissioner Perney, Mayor Marrs and Mr. Andrew regarding the zoning of the property and the surrounding properties.

07-7484 Moved by Commissioner Divine, seconded by Commissioner Vanier, to pass Ordinance No. 07-10377 on first reading. Aye: (5). Nay: (0). Motion carried.

(7.2) Approval of the landscaping pond design for the North Ohio Overpass Project No. 00-1248.

Karlton Place, City Engineer, explained the project.

Troy Eisenbraun, Wilson & Company, outlined the options that were presented to the City Commission at the February 12, 2007 study session and noted that the new options they could consider would include flattening the pond side slopes, and installation of a storm water pumping station.

Mr. Eisenbraun responded to Commissioner Divine's question regarding the project funding.

A discussion followed between Commissioner Perney and Mr. Eisenbraun regarding the sloping of the ponds and future mowing maintenance of the ponds.

Mr. Eisenbraun responded to Commissioner Jilka's question regarding the detention ponds.

A discussion followed between Mr. Eisenbraun, Commissioner Perney, and Mayor Marrs regarding storm drainage run off.

Mr. Eisenbraun then responded to Commissioner Divine's and Mayor Marrs' questions regarding the native grass and plant mixtures that would be used, and placement of the trees around the ponds.

A discussion followed between Commissioner Vanier, Mayor Marrs, City Manager, Jason Gage, and Mr. Eisenbraun regarding the storm drainage, detention storage, and drainage discharge rate.

Mr. and Mrs. Harold Morrison, 1605 N. Ohio, expressed concerns regarding the water being diverted to their property.

A discussion followed between Mr. and Mrs. Morrison, Mayor Marrs and Commissioner Jilka regarding the detention ponds, drainage, and discharge rate.

07-7485                Moved by Commissioner Jilka, seconded by Commissioner Vanier, to seed the ponds with a mixture of water tolerant grasses and plants, and allow the water levels to fluctuate based on available rainfall and/or runoff; omit the installation of a clay liner in the east pond and forego installation of a well and pump. Aye: (5). Nay: (0). Motion carried.

Commissioner Divine urged staff to monitor the results and encourage the Development Review Team to continue to look at the drainage issues in the area.

### **ADMINISTRATION**

(8.1)                Resolution No. 07-6368 authorizing an agreement with Bucher, Willis & Ratliff Corporation to provide engineering services in an amount not to exceed \$25,000.

Commissioner Divine recused herself due to conflict of interest.

Karlton Place, City Engineer, explained the agreement and funding.

Mayor Marrs commended staff for taking this approach. A discussion then followed between Mayor Marrs and Mr. Place regarding the unit costs for the services and the annual rates.

07-7486                Moved by Commissioner Vanier, seconded by Commissioner Perney, to adopt Resolution No. 07-6368. Aye: (5). Nay: (0). Abstain (1) Motion carried.

Commissioner Divine returned.

(8.2)                Resolution No. 07-6369 authorizing an agreement with Wilson & Company, Inc. to provide engineering services in an amount not to exceed \$25,000.

Martha Tasker, Director of Utilities, explained the agreement and the funding. Ms. Tasker then responded to Commissioner Vanier's question regarding who is currently performing the environmental compliance check.s.

A discussion followed between Commissioner Divine and City Manager Jason Gage on the city's ability to attract qualified applicants for this position.

07-7487                Moved by Commissioner Divine, seconded by Commissioner Perney, to adopt Resolution No. 07-6369. Aye: (5). Nay: (0). Motion carried.

(8.3)                Resolution No. 07-6371 providing for the advisability and authorizing improvements in Quail Meadows Estates (Phase III), Project No. 06-1608.

Karlton Place, City Engineer, explained the request, feasibility report, and project funding.

07-7488                Moved by Commissioner Jilka, seconded by Commissioner Perney, to adopt Resolution

No. 07-6371. Aye: (5). Nay: (0). Motion carried.

(8.4) Resolution No. 07-6372 providing for the advisability and authorizing improvements on West Diamond Drive, Project No. 06-1593.

Michael Schrage, Deputy City Manager, explained the request, feasibility report, cost allocations, and project funding.

Mayor Marrs complimented staff on the work they have done.

07-7489 Moved by Commissioner Divine, seconded by Commissioner Vanier, to approve Resolution No. 07-6372. Aye: (5). Nay: (0). Motion carried.

(8.5) Resolution No. 07-6373 amending the City of Salina Comprehensive Fee Schedule by adding rental rates for sporting events at the Bicentennial Center.

Keith Rawlings, Bicentennial Center Director, outlined the rental rates and the proposed sporting event fee. A discussion followed between Mr. Rawlings, Commissioner Perney, and Commissioner Vanier on how the fee would affect other events, event attendance, and concessions revenue.

07-7490 Moved by Commissioner Vanier, seconded by Commissioner Divine, to adopt Resolution No. 07-6373. Aye: (5). Nay: (0). Motion carried.

07-7491 Moved by Commissioner Jilka, seconded by Commissioner Perney, to recess into executive session for 10 minutes to discuss with the City Attorney a matter subject to the attorney-client privilege for the reason that public discussion of the matter would waive that privilege and adversely affect the City's interests in the matter; and reconvene at 5:40 p.m.

The City Commission recessed into executive session at 5:30 p.m. and reconvened at 6:00 p.m.

### **OTHER BUSINESS**

None.

### **ADJOURNMENT**

07-7492 Moved by Commissioner Jilka, seconded by Commissioner Divine, that the Regular Meeting of the Board of Commissioners be adjourned. Aye: (5). Nay: (0). Motion carried. The meeting adjourned at 6:00 p.m.

Donnie D. Marrs, Mayor

**[SEAL]**  
**ATTEST:**

Lieu Ann Elsey, CMC, City Clerk